

**■ PROMOTER APPLICATION ■
VEHICLE SHOWS WHERE SALES ARE ALLOWED**

THIS FORM MUST BE RECEIVED NO MORE THAN 90 (FOR MOTOR HOME SHOWS)
NOR LESS THAN 30 DAYS (ALL VEHICLE SHOWS)
IN ADVANCE OF EVENT DATE

Name of Promoter _____

DBA _____

Contact Name _____ Title _____

Physical Address _____

Street City County State Zip-Code

Mailing Address _____

Street/P.O. Box City County State Zip-Code

Telephone Number (____) _____ Ext: _____ Fax Number (____) _____

Name of Event _____

Public Event Date(s) _____ thru _____ Event Date(s) _____ thru _____
Date(s) Public Can Attend Entry, Public Attendance & Exit Dates

Facility/Event Center Name _____

Location/Physical Address of Event _____

SPONSORS OF SHOW (Use additional sheets if necessary)

NAME	ADDRESS	TELEPHONE #

Please attach a brief description of the show and any related activities held in conjunction with this event. Example: this display is being held in connection with a rally, an event with other types of vehicles, specific local events, college orientation, an outdoor products show, the State Fair, etc.

AFFIRMATIONS

INITIAL TO AFFIRM EACH OF THE FOLLOWING:

- _____ Each participant (Manufacturer, Distributor, Representative, Converter, Franchised Dealer or Trailer dealer) is properly licensed by the Texas Motor Vehicle Board for the vehicles and line(s) requested for this event.
- _____ An application form for each participating licensee is attached to this application and made a part hereof.
- _____ Attached are two admission tickets for the requested event. (To facilitate monitoring, please do not include Texas Department of Motor Vehicles – Motor Vehicle Board indications on the tickets.)
- _____ All advertising is in compliance with the Texas Motor Vehicle Commission Code and the Board's Advertising Rules.

IF THE SHOW IS HELD ON A BUSINESS PREMISES, THE PROMOTER WILL MAKE REASONABLE EFFORTS TO:

- _____ clearly state in all advertising that this location is temporary for this event only, providing the inclusive dates of the event,
- _____ post multiple signage at the location clearly indicating this as a special event providing the inclusive dates of the event,
- _____ mark or delineate the display space, segregating those motor vehicles approved for sales from those vehicles not approved for sales,
- _____ mark all vehicles not approved for sales, including automobiles, all-terrain vehicles, buses, engines, motorcycles, motor scooters, and trucks with clearly stated signage indicating they are not for sale at this event,
- _____ advise manufacturers, distributors, representatives, converters and franchised dealers of automobiles, all-terrain vehicles, buses, engines, motorcycles, motor scooters, and trucks that sales or offers for sale should not take place by the licensee or their employees, and
- _____ advise participants whose vehicles cannot be sold at this show, that solicitation of consumers for pre-approved loans is prohibited.

“BUSINESS PREMISES” A business premises is a location where a regularly conducted commercial activity occurs, such as a bank, credit union, department store, strip mall parking lot, etc.

“OFFERS TO SELL” Any activity designed to promote, solicit, induce, influence or encourage a consumer to buy, through advertising or other marketing activity is considered an “offer to sell”. It can be the simple writing of a price on the back of a business card and passing the card to a consumer, a banner across the top of a dealership, or a verbal communication of a suggested price to a consumer.

No pricing of any kind may be displayed on any vehicle unless it is furnished and preprinted with a price by the manufacturer or distributor, similar to the Monroney label required by federal law to be affixed to every new automobile until sold. If the manufacturer does not produce a pre-printed label containing a MSRP (Manufacturer Suggested Retail Price), then no price may be displayed. The only exception would be those vehicles approved to be sold at a show.

FOR SEMI-TRAILERS, UTILITY TRAILERS (Example: boat trailer, stock trailer, cargo trailer, etc.) & TOWABLE RECREATIONAL VEHICLES
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| <ul style="list-style-type: none"> • _____ Each participating dealer is properly licensed for the trailers (semi-trailers, utility, or towable recreational vehicle) being entered in this event. • _____ There are <u>two or more trailer</u> dealers participating in this event. • _____ This is a regularly scheduled event which includes vehicles or boats. |
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MANUFACTURERS, DISTRIBUTORS, REPRESENTATIVES & CONVERTERS
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| <ul style="list-style-type: none"> • _____ The applicant named herein is properly licensed for the vehicles entered in this event. • _____ Sales or offers for sale by the applicant or the applicant's employees will not occur. |
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FOR AMBULANCES, FIRE-FIGHTING VEHICLES, AUTOMOBILES, ALL-TERRAIN VEHICLES, BUSES, ENGINES, MOTORCYCLES, MOTOR SCOOTERS, TRUCKS, AND TOWABLE RECREATIONAL VEHICLES
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| <ul style="list-style-type: none"> • _____ This dealership is properly licensed and franchised for all vehicle lines entered in this event. • _____ As a franchised dealership of automobiles, all-terrain vehicles, buses, engines, motorcycles, motor scooters/mopeds, trucks, and towable recreational vehicles, sales or offers for sale by dealership employees will not take place at this event. • _____ After careful research, we have determined that this franchised dealership is the closest franchised dealer to the proposed event location, for the line(s) to be displayed. (Exceptions can be granted for multiple participating dealers representing the same line(s) in a single metropolitan area.) |
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OR

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| <ul style="list-style-type: none"> • _____ After careful research, we have determined that this franchised dealership is not the closest franchised dealer to the proposed event location, for the line(s) to be displayed. Written approval from each like-line franchised dealer located closer to the event site is attached. • _____ No participating franchised dealer, located outside of the 70 mile radius of the show site, is showing the same line of a franchised dealer located within the 70 mile radius of the show site - without written permission from the (those) dealer(s) located within the 70 mile radius. • _____ <u>If not a licensee or an association of motorized recreational vehicle licensees, a \$25,000.00 surety bond is attached.</u> |
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I am the person duly authorized to sign the above application for the party named as Promoter herein. I have investigated and confirmed that all statements contained herein are true and correct. I understand and acknowledge that if a complaint is filed with the Texas Motor Vehicle Board alleging non-compliance with any statement herein, upon hearing and proof of the truth of such allegations, the Promoter herein is the responsible party and will be subject to a civil penalty up to \$10,000 per day, per violation.

Submitted by: Name (Signed)	Name (Printed)	Title	Date
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NOTICE: By submitting this form, you are consenting to the disclosure of this information in any manner necessary to investigate and prosecute claims in conjunction with this event. The Texas Department of Motor Vehicles maintains the information collected through this form with few exceptions. You are entitled, upon request, to be informed about the information that we collect about you. Under Sections 552.021 and 552.023 of the Texas Government Code, you are entitled to receive and review the information. Under Section 559.004 of the Government Code, you are entitled to have incorrect information about you changed.

MOTOR VEHICLE DIVISION
P.O. BOX 2293 • AUSTIN, TEXAS 78768-2293 • PHONE 512/416-4800 • FAX 512/416-4890

MOTOR HOME SHOW PROMOTER'S SURETY BOND

BOND NUMBER _____

KNOW ALL BY THESE PRESENTS, THAT

Name _____

Address _____

City, State, and Zip _____

as Principal, whose place of business is located at the address set forth above, and

Name _____

Address _____

City, State, and Zip _____

as Surety, duly authorized and qualified to do business as a surety company in this State, are held and firmly bound in the penal sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000), for the payment of which sum, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

WHEREAS, the above-named Principal is applying for New Motor Home Show Authority,

AND WHEREAS, said Principal is required by law [16 TAC 103.13, under the authority of TEX. REV. CIV. STAT. ANN. art 4413(36)] to submit a properly executed surety bond, conditioned as set forth below, with said application for authority,

AND WHEREAS, the bond shall run concurrently with the period of the authority issued to the Principal.

THE CONDITION OF THIS OBLIGATION is such if, during the effective period of this obligation, the Principal conforms, and makes reasonable efforts to ensure conformance by the Principal's show participants, to the Motor Vehicle Commission Code (Article 4413(36) of Vernon's Texas Civil Statutes) and the Motor Vehicle Board's Advertising Rules (16 TAC §105), and its Rules of Practice and Procedure (16 TAC § 101 – 103), then this obligation shall be void; otherwise to remain in full force and effect.

IT IS FURTHER UNDERSTOOD AND AGREED that the above obligation shall extend, without notification to the Surety, to any change of officers of the Principal if the Principal is a corporation, to any additional locations or changes of address of the Principal or to any substitution to business name of the Principal wherein ownership is not changed.

IT IS FURTHER UNDERSTOOD AND AGREED that this bond shall be open to successive claims up to the face value of the bond. The Surety shall not be liable for successive claims in excess of the bond amount, regardless of the number of claims made against the bond. Recovery against the bond may be made by the Motor Vehicle Division of the Texas Department of Transportation upon rendition of a final order by the Texas Motor Vehicle Board assessing a civil penalty for an act or omission on which the bond is conditioned if the act or omission occurred during the term for which the new motor home show authority will be valid.

IN WITNESS WHEREOF said Principal and Surety have executed this bond to be effective on the _____ day of _____, 20____, and to expire on the _____ day of _____, 20____.

DATED this ____ day of _____, 20____. DATED this ____ day of _____, 20____.

Principal

Surety

By: _____

By: _____